

State of Minnesota

District Court

County of _____

Judicial District: _____

Court File Number: _____

Assigned Judge: _____

Case Type: _____

Dissolution without Children

In Re the Marriage of:

Name of Petitioner (first, middle, last)

and

Name of Respondent (first, middle, last)

**Stipulated Findings of Fact,
Conclusions of Law, Order for
Judgment, Judgment and Decree
(Gen. R. Prac. Rule 308.04)**

A. This proceeding for dissolution of marriage came before the undersigned judge of district court on _____ (date) at _____ (location) in the State of Minnesota. Petitioner ☐ did ☐ did not appear. Respondent ☐ did ☐ did not appear. _____ appeared as attorney for _____.

B. Petitioner ☐ is NOT represented by an attorney OR
Petitioner ☐ is represented by the following attorney: _____

C. Respondent ☐ is NOT represented by an attorney OR
Respondent ☐ is represented by the following attorney: _____

D. Service of the *Summons and Petition for Dissolution of Marriage*:

☐ Respondent was personally served on _____, _____, **OR**

☐ Respondent signed an *Admission of Service* on _____, _____, **OR**

☐ Respondent was served by alternate means as ordered by the court as follows:

☐ By mailing the *Summons and Petition* to Respondent at the address(es) stated in the *Order for Service by Alternate Means* on this date: _____

☐ By publication of the *Summons* in _____ newspaper for 3 consecutive weeks, once each week, on the following 3 dates: _____

E. Petitioner was served with an *Answer and Counter-Petition*: ☐ YES ☐ NO

If YES, Petitioner was served with the *Answer and Counter-Petition* on _____

1. Information about Petitioner

Petitioner's social security number is listed on Confidential Form 11.1 and submitted along with the Petition.

2. Information about Respondent

Full Name: _____
First Middle Last

Address where Respondent lives _____
Street Address Apt. No.

City County State Zip Code

Mailing address: ☐ Same as above address OR

Street Address Apt. No.

City County State Zip Code

Respondent's Date of Birth: _____
Month Day Year

List all of Respondent's former or other names or write "None":

First Middle Last

First Middle Last

3. Our Marriage

Petitioner and Respondent were married on: (month, day, year) _____, in the
City of _____, County of _____, State
of _____, Country of _____.

4. 180 Day Requirement

Petitioner has been living in Minnesota for the past six (6) months. ☐ YES ☐ NO

Respondent has been living in Minnesota for the past six (6) months. ☐ YES ☐ NO

Petitioner and Respondent were married in Minnesota, but neither Petitioner nor Respondent reside in Minnesota, nor reside in a jurisdiction that will allow an action for dissolution because of the sex or sexual orientation of the Petitioner and Respondent.

☐ YES ☐ NO

5. Armed Forces

Is Petitioner an active duty member of the armed forces. ☐ YES ☐ NO

If YES, has Petitioner been stationed in Minnesota for the past six (6) months?

☐ YES ☐ NO

Is Respondent an active duty member of the armed forces. ☐ YES ☐ NO

If YES, has Respondent been stationed in Minnesota for the past (6) months?

☐ YES ☐ NO

6. Marriage Cannot be Saved

There has been an irretrievable breakdown of the marriage relationship and the marriage between Petitioner and Respondent cannot be saved.

7. Physical Living Situation

The Petitioner and Respondent live together at this time ☐ YES ☐ NO

If **NO**, the date of separation was: _____
Month Day Year

If **YES**, Petitioner and Respondent are living together because: _____

8. Other Proceedings

A separate court case for marriage dissolution, legal separation, or annulment has already been started by Petitioner or Respondent in Minnesota or elsewhere? ☐ YES ☐ NO

If YES, the type of court case is: _____, and it was started in _____ County in the State of _____ and the Court file number is _____, and the status or outcome of the case is:

☐ Open ☐ Closed ☐ or _____

9. Protection or Harassment Order

An *Order for Protection* or a *Harassment/Restraining Order* is in effect regarding Petitioner and Respondent? ☐ YES ☐ NO **If YES:** The *Order* protects: ☐ Petitioner ☐ Respondent and the Order was filed in _____ County in _____ State on _____ date, and the Court file number is _____.

10. Children

“Minor” children are under age 18, or under age 20 but still in high school.

a. Do Petitioner and Respondent have minor children together? ☐ YES ☐ NO

b. Do Petitioner and Respondent have any adult dependent children who are not able to support themselves because of a physical or mental condition? ☐ YES ☐ NO

c. Has either Petitioner or Respondent given birth during the marriage to a child who is not a child of the other spouse? ☐ YES ☐ NO

If you answered NO to c, skip to d. If YES, continue below:

i. Fill in the information for all children born during the marriage who are not biological children of both spouses.

Full Name of Child	Date of Birth	Age	Which Party is Birth Parent?

ii. Is there a Court Order naming someone other than the spouse as the father of the child(ren) listed at i? ☐ YES ☐ NO If YES, fill in:

Full Name of Child	Date of Court Order	County/State of Order	Court Case No.

iii. Have the spouse and biological Father signed a Minnesota Recognition of Parentage (ROP) for any of the children listed in (i) above? ☐ YES ☐ NO

If **YES**, state the full name of the child: _____

and submit **a certified copy of the Recognition of Parentage**, if not submitted with the Petition.

iv. Has a "Husband's Non-Paternity Statement" for any of the children listed at (i) above been signed? ☐ YES ☐ NO

If **YES**, state the name of the child: _____

and submit **a certified copy of the "Husband's Non-Paternity Statement"** if not submitted with the Petition.

(For each minor child listed at c.(i.) there should be a paternity court order OR the Recognition of Parentage **and** Non-Paternity Statement to use this Dissolution Without Children form.)

d. Neither spouse is pregnant ☐ YES ☐ NO (If either spouse is pregnant use Marriage Dissolution With Children form.)

11. Public Assistance/Medical Assistance

Note: If either party is receiving public assistance from the State of Minnesota or applies for it after this proceeding is started, the Petitioner should give notice of this marriage dissolution action to the Support and Collections office for the county paying the assistance.

a. Petitioner receives public assistance from the State of Minnesota: ☐ YES ☐ NO

If YES, the assistance is from _____ County. (Check all that apply):

☐ MFIP ☐ Tribal TANF ☐ General Assistance ☐ Child Care Assistance
☐ Minnesota Care ☐ Medical Assistance

b. Respondent receives public assistance from the State of Minnesota: ☐ YES ☐ NO

If YES, the assistance is from _____ County. (Check all that apply):

☐ MFIP ☐ Tribal TANF ☐ General Assistance ☐ Child Care Assistance
☐ Minnesota Care ☐ Medical Assistance

12. Supplemental Security Income (SSI)

Supplemental Security Income (SSI) is a Federal income supplement program. It is available to low-income people if they are over age 65, or blind, or disabled.

a. Petitioner receives Supplemental Security Income: ☐ NO ☐ YES in the amount of \$_____ per month.

b. Respondent receives Supplemental Security Income: ☐ NO ☐ YES in the amount of \$_____ per month.

13. Petitioner's Employment

a. Petitioner is employed. ☐ YES ☐ NO

b. Petitioner is Self-Employed. ☐ YES ☐ NO

c. Name and address of Petitioner's employer. (If Petitioner has more than one job, list the Name and Address of each employer.)

Name of Petitioner's Employer (If Self-Employed, list name and business address)

Employer's Street Address

City

State

Zip Code

Name of Petitioner's Employer (If Self-Employed, list name and business address)

Employer's Street Address

City

State

Zip Code

14. Petitioner's Gross Income

The Income questions ask for monthly income. If you are paid weekly, multiply your weekly income by 4.33 to get monthly income. If you are paid every two weeks, multiply by 2.17 to get monthly income. If you are paid twice a month, multiply by 2.

Source of Income	Amount per month (or zero) before taxes and deductions
------------------	--

Self Employment Income	\$_____per month
------------------------	------------------

Self Employment income means gross receipts minus cost of goods sold minus ordinary and necessary business expenses. Use monthly average.

Income from all jobs	\$_____per month
----------------------	------------------

Commissions from all jobs	\$_____per month
---------------------------	------------------

Unemployment benefits	\$_____per month
-----------------------	------------------

Social Security Retirement, Survivors or	
--	--

Disability Income	\$_____per month
-------------------	------------------

Investments or Rental Income	\$_____per month
------------------------------	------------------

Annuity payments	\$_____per month
------------------	------------------

Pension or Disability from work or military	\$_____per month
---	------------------

Worker's Compensation	\$_____per month
-----------------------	------------------

Court-ordered spousal maintenance you receive	\$_____per month
---	------------------

Other _____	\$_____per month
Identify Source	

Total gross income	\$_____per month
---------------------------	------------------

Petitioner receive child support payments. ☐ YES ☐ NO

If YES, Petitioner receives child support payments from _____(name(s) of payor(s)) in the total amount of \$_____per month.

15. Respondent's Employment

a. Respondent is employed. ☐ YES ☐ NO

b. Respondent is Self-Employed. ☐ YES ☐ NO

Name and address of Respondent's employer. (If Respondent has more than one job, list the Name and Address of each employer.)

Name of Respondent's Employer (If Self-Employed list name and business address)

Employer's Street Address

City

State

Zip Code

Name of Respondent's Employer (If Self-Employed list name and business address)

Employer's Street Address

City

State

Zip Code

16. Respondent's Gross Income

The Income questions ask for monthly income. If Respondent is paid weekly, multiply weekly income by 4.33 to get monthly income. If Respondent is paid every two weeks, multiply by 2.17 to get monthly income. If Respondent is paid twice a month, multiply by 2.

Source of Inc	Amount per month (or zero) before taxes and deductions
---------------	--

Self Employment Income	\$_____ per month
------------------------	-------------------

Self Employment income means gross receipts minus cost of goods sold minus ordinary and necessary business expenses. Use monthly average.

Income from all jobs	\$_____ per month
----------------------	-------------------

Commissions from all jobs	\$_____ per month
---------------------------	-------------------

Unemployment benefits	\$_____ per month
-----------------------	-------------------

Social Security (SSDI or RSDI)	\$_____ per month
--------------------------------	-------------------

Investments or Rental Income	\$_____ per month
------------------------------	-------------------

Annuity payments	\$_____ per month
------------------	-------------------

Pension or Disability from work or military	\$_____ per month
---	-------------------

Worker's Compensation	\$_____ per month
-----------------------	-------------------

Court-ordered spousal maintenance you receive	\$_____ per month
---	-------------------

Other _____	\$_____ per month
Identify Source	

Total **gross** income \$ _____ per month
Does Respondent receive child support payments? ☐ YES ☐ NO
If YES, Respondent receives child support payments from
_____ (name(s) of payor(s)) in the total amount of
\$ _____ per month.

17. Health Care Coverage

a. Petitioner has insurance coverage **through his/her employment.**

Medical: ☐ YES ☐ NO Dental: ☐ YES ☐ NO

If YES, this medical insurance covers: ☐ Petitioner ☐ Respondent and this dental
insurance covers: ☐ Petitioner ☐ Respondent

b. Respondent has insurance coverage **through his/her employment.**

Medical: ☐ YES ☐ NO Dental: ☐ YES ☐ NO

If YES, this medical insurance covers: ☐ Petitioner ☐ Respondent and this dental
insurance covers: ☐ Petitioner ☐ Respondent

c. Petitioner receives Medical Assistance or Minnesota Care through the State of
Minnesota. ☐ YES ☐ NO

d. Respondent receives Medical Assistance or Minnesota Care through the State of
Minnesota. ☐ YES ☐ NO

18. Spousal Maintenance

Spousal Maintenance is money paid by one spouse to the other for living expenses.

Check only one box:

☐ Petitioner and Respondent do not need spousal maintenance at this time, or in the future. Both parties agree that each party is fully capable of self-support and is not dependent upon the other for additional support in the form of spousal maintenance. Each party has made a full and fair disclosure of all income and assets and liabilities that each is responsible for, and agrees that this waiver is reasonable. The waiver is fair and equitable and is supported by the above consideration and was signed by both parties after full financial disclosure to each other.

☐ Petitioner or Respondent may need spousal maintenance in the future. The court should reserve maintenance to allow either party to ask for spousal maintenance in the future because:

(explain why you want to do this) _____

☐ Petitioner needs spousal maintenance from Respondent now. Petitioner is _____ years of age, Petitioner and Respondent have been married for _____ years. Petitioner has the following education: _____
_____. Petitioner's gross monthly income totals \$_____.
Petitioner's monthly expenses total \$_____ and Petitioner is not able to maintain the standard of living established during the marriage because: _____

Respondent has the ability to pay Petitioner \$_____per month for spousal maintenance.

☐ Respondent needs spousal maintenance from Petitioner now. Respondent is _____ years of age, Petitioner and Respondent have been married for _____ years. Respondent has the following education: _____
_____. Respondent's gross monthly income totals _____

\$_____. Respondent's monthly expenses total \$_____, and Respondent is not able to maintain the standard of living established during the marriage because: _____

Petitioner has the ability to pay Respondent \$_____per month for spousal maintenance.

19. Vehicles

Vehicles are cars, trucks, boats, motorcycles, snowmobiles, personal watercraft, all terrain vehicles etc. owned by Petitioner and Respondent together or separately, including vehicles purchased after separation:

Petitioner owns a vehicle. ☐ YES ☐ NO

Respondent owns a vehicle. ☐ YES ☐ NO

List all vehicles owned by Petitioner and Respondent together or separately:

Type of Vehicle (car, boat, truck etc.)	Year/Make/Model	Name(s) on Title	Value	Balance Owed	Monthly Payment
			\$	\$	\$
			\$	\$	\$
			\$	\$	\$
			\$	\$	\$

20. Marital Property

Marital property means almost anything that you or your spouse now own that was received or bought during the marriage, even during the times you were separated. Marital Property includes household goods, furniture, jewelry, boats, real estate and other things. Marital property does *not* include a gift or inheritance received by one spouse *alone*.

The marital property been divided between Petitioner and Respondent to their satisfaction.

☐ YES ☐ NO

If **NO**, Petitioner requests the following marital property: _____

If **NO**, Respondent requests the following marital property: _____

21. Non-Marital Property

Non-marital property means: (1) anything that you or your spouse owned before the marriage; (2) anything that you or your spouse received as a gift, bequest, devise, or inheritance, *to you or your spouse alone*; (3) anything that you or your spouse got in trade or in exchange for your non-marital property; (4) anything that is an increase in the value of non-marital property; (5) anything you or your spouse received after the valuation date set by the court; or (6) anything defined as non-marital property by a valid antenuptial contract.

a. Petitioner has non-marital property. ☐ YES ☐ NO

If YES, list Petitioner's non-marital property: _____

b. Respondent has non-marital property. ☐ YES ☐ NO

If YES, list Respondent's non-marital property: _____

22. Cash & Accounts – Not including Pension and Employer-Funded Retirement Accounts

Petitioner has money in banks, savings, cash or investments. ☐ YES ☐ NO

Respondent has money in banks, savings, cash or investments. ☐ YES ☐ NO

If YES,

a. List all accounts owned by you alone, your spouse alone, or owned by both of you jointly including those opened after separation. "Type of account" means checking, savings, money market accounts, certificates of deposit, stocks, bonds, stock options, mutual funds,

savings bonds, and Treasury Bills, etc. Use Confidential Information Form 11.1 (CON111) to list Financial Institution name, account holder name(s), and account numbers.

Do not include Pension or Employer-Funded Retirement Accounts, which are listed at #26.

Financial Institution	Type of Account	Amount	Belongs to: (name on account)
		\$	
		\$	
		\$	
		\$	
		\$	
		\$	

b. List cash not listed at a.:

Petitioner has cash in the amount of \$_____.

Respondent has cash in the amount of \$_____.

23. Business Interest

Petitioner has an interest in a business. ☐ YES ☐ NO

Respondent has an interest in a business. ☐ YES ☐ NO

If YES, the name of the business is _____, the address is

and the value is \$_____. I arrived at this value as follows: _____

24. Manufactured Home

Petitioner owns a manufactured home. ☐ YES ☐ NO

Respondent owns a manufactured home. ☐ YES ☐ NO

If either Petitioner or Respondent own a manufactured home, together or separately, complete the following information:

- a. Address of the manufactured home: _____
in the city of _____, state of _____
- b. What type of home is it? (single, double-wide etc.) _____
- c. Whose name(s) is on the title? _____
- d. When was the home purchased? _____
- e. What was the purchase price? \$ _____
- f. What is the current values of the home? \$ _____
- g. How did you arrive at that amount as the current value? _____

- h. How much money is still owed on the home? \$ _____
- i. If money is owed on the home, who is the money owed to? _____
- j. Do you own the land the home sits on, or do you rent a lot? ☐ Rent ☐ Own

Note: If you own the lot, you must list the land at Paragraph 25.

25. Real Property - Land, Buildings, Contracts for Deed

All real property now owned by Petitioner or Respondent together or separately must be listed. Include real property acquired before the marriage, during the marriage, and after separation.

- a. Petitioner and Respondent jointly own real property. ☐ YES ☐ NO
- b. Petitioner owns real property solely in his/her own name or with someone other than Respondent. ☐ YES ☐ NO
- c. Respondent owns real property solely in his/her own name or with someone other than Petitioner. ☐ YES ☐ NO

d. How many properties are owned by you and your spouse in total? ☐ None ☐ One ☐ Two ☐ Three ☐ _____

If you or your spouse own real property, separately or together, complete the following information about the property. If there is more than one piece of real property, photocopy and complete a Real Property Information page for each piece of property. Staple the additional sheets to the Stipulated Findings of Fact and label each sheet "Attachment to Stipulated Findings of Fact of _____(your names)"

Real Property Information

1. Real Estate belongs to: (List full names of all owners) _____

2. Legal Description is: (The full legal description **must** be included. Copy the legal description from the deed. Do not use the property tax statement legal description. If the legal description is long, you may use an attachment. Type or print neatly.)

3. Street Address of the real property is: _____

City _____ State _____ Zip Code _____
The property is in _____ County.
4. Purchase date _____ (month , day, year) and purchase price: \$ _____
5. Mortgages or loans: (List all mortgages and loans on the property)
☐ There are no mortgages or loans on this property.
1st Mortgage: Amount currently owed \$ _____ and name of lender _____

2nd Mortgage: Amount currently owed \$ _____ and name of lender _____

Other mortgages or loans: _____

6. Current Market Value of this property: \$ _____

How did you arrive at this value? _____

7. This property is the homestead: _____ Yes _____ No

26. Retirement Plans

a. **Petitioner** has a retirement account. (IRA, 401(k), 403(b) or other)

☐ YES ☐ NO If **YES**: The name of the Financial Institution, account holder name(s), and account number is listed on Confidential Information Form 11.1 (CON111). The current balance is: \$ _____

b. **Petitioner**, or Petitioner's past or present employer, union, or other group, paid money into a pension, profit sharing, or other retirement plan for Petitioner.

☐ YES ☐ NO If **YES**:

i. The name of the plan is: _____

ii. The employer, union or group providing the plan is: _____

iii. The date Petitioner began working at the job or joined the union or group plan is: _____

iv. The type of plan is: (e.g. defined benefit, defined contribution) _____

v. The present value of the pension or plan is: _____

c. **Respondent** has a retirement account. (IRA, 401(k), 403(b) or other)

☐ YES ☐ NO If YES: The name of the Financial Institution, account holder name(s), and account number is listed on Confidential Information Form 11.1 (CON111). The current balance is: _____.

d. **Respondent**, or Respondent's past or present employer, union, or other group, paid money into a pension, profit sharing, or other retirement plan for Respondent.

☐ YES ☐ NO If YES, and it is a **Pension, Profit-Sharing, or other Retirement Plan**:

- i. The name of the plan is: _____
- ii. The employer, union or group providing the plan is: _____
- iii. The date Respondent began working at the job or joined the union or group plan is: _____
- iv. The type of plan is: (e.g. defined benefit, defined contribution) _____
- v. The present value of the pension or plan is: _____

27. Debts

Petitioner has debts. ☐ YES ☐ NO

Respondent has debts. ☐ YES ☐ NO

If YES, list debts in your name, your spouse's name and in both names jointly. Include unpaid debts from before the marriage date, during the marriage, and after separation. Fill in all information completely and attach another sheet of paper if necessary.

Money is owed to:	Money was used for:	Whose Name is on the Account and When was the Debt Incurred? Name Date	Balance Owed	Monthly Payment
			\$	\$
			\$	\$

29. Other Findings

BASED UPON THE ABOVE INFORMATION, the parties agree that the Court shall make the following:

CONCLUSIONS OF LAW

1. The bonds of matrimony between Petitioner and Respondent are dissolved, so they are single and not married.

2. Health Care Coverage for the Parties

☐ a. Each party to provide for his or her own ☐ medical ☐ dental insurance.

☐ b. _____(full name) shall provide ☐ medical

☐ dental insurance for _____
(full name)

☐ c. Allowing _____(full name), at his/her own expense, to continue the dependent coverage available under the other party's insurance plan, pursuant to federal and state statutes.

☐ d. Reserving the issue of medical and dental insurance for the parties.

3. Spousal Maintenance

☐ a. Neither party is awarded spousal maintenance. Petitioner and Respondent have waived any claims to spousal maintenance for the past, present, or future and expressly waive all rights to modify their waivers of maintenance. This court is divested of jurisdiction to award or modify maintenance in the future pursuant to *Karon v. Karon*, 435 N.W.2d 501 (Minn. 1989).

Consideration for this agreement is: (check all that apply)

- ☐ the parties' mutual waivers of maintenance
- ☐ the property settlement
- ☐ the parties' respective incomes and ability to earn income
- ☐ other: _____

The Court has reviewed this agreement and finds it to be fair and equitable under all of the circumstances, and supported by sufficient consideration including the parties' mutual waivers, incomes per year and the property division. Full disclosure of each party's financial circumstances has occurred.

☐ b. Maintenance is reserved because: _____

Either party can ask the court to order the payment of spousal maintenance in the future by filing a Motion stating a change in circumstances.

☐ c. ☐ Petitioner ☐ Respondent shall pay permanent spousal maintenance to the other party in the amount of \$ _____ per month starting on (date): _____. Any past due amounts are still owed.

☐ d. ☐ Petitioner ☐ Respondent shall pay temporary spousal maintenance to the other party in the amount of \$ _____ per month starting on (date): _____ and ending: _____. Any past due amounts are still owed.

The monthly amount of permanent or temporary spousal maintenance shall be:

☐ subject to income withholding from the payor's income, regardless of source, by his or her employer, trustee, or other payor of funds and mailed to: Minnesota Child Support Payment Center, P.O. Box 64326, St. Paul, MN 55164-0326. If the person paying spousal support is self-employed, send payments to Minnesota Child Support Payment Center, P.O. Box 64306, St. Paul, MN 55164-0306. **To start income withholding, Petitioner or Respondent must apply for income withholding at the Child Support Office in their county.** Until income withholding starts, the person owing maintenance shall pay the amount directly to the spouse receiving it.

OR

☐ Maintenance shall be paid directly by the spouse owing the maintenance to the spouse receiving it, payable on the _____ day of each month.

4. Vehicles

Awarding the vehicles as follows and ordering the party receiving the vehicles to pay for any loans or insurance for such vehicle:

Year / Make / Model	Awarded to:

5. Marital Property

The parties' marital property, household goods, furniture and furnishings are awarded:

- ☐ a. As currently divided **OR**
- ☐ b. As follows (add pages if necessary):

To Petitioner: _____

To Respondent: _____

6. Non-Marital Property

The parties' non-marital property is awarded:

- ☐ a. As currently divided **OR**
- ☐ b. As follows (add pages if necessary):

To Petitioner: _____

To Respondent: _____

7. Cash and Accounts

a. Awarding the savings and investments as follows:

Institution	Type of Account	Amount	Awarded to
		\$	
		\$	
		\$	
		\$	
		\$	
		\$	

b. ☐ Awarding any cash not included in a. above to the party who currently has the cash
OR

☐ Awarding the cash as follows: _____

8. Business

☐ None OR

☐ Awarding the parties' **business** as follows: _____

9. Manufactured Home

☐ None OR

☐ Awarding the manufactured home located at : _____

street address

city

state

to ☐ Petitioner ☐ Respondent. The debt on the manufactured home owed to: _____
_____ shall be paid by ☐ Petitioner ☐ Respondent.

10. Real Property

☐ None OR

☐ Awarding solely to ☐ Petitioner ☐ Respondent all right, title, and interest of
the parties in the real property located at:

Street address _____
in the City of _____, County of _____,
State of _____, which has the following legal description: _____

with the following mortgages and loans to be paid, after the divorce is final, by

☐ Petitioner ☐ Respondent:

1st Mortgage: Amount currently owed: \$ _____ and name of lender: _____

2nd Mortgage: Amount currently owed: \$ _____ and name of lender: _____

and subject to the following liens or other agreements:

☐ A lien in favor of ☐ Petitioner ☐ Respondent in the amount of \$ _____

☐ Other request regarding the property: (describe the request fully) _____

11. Additional Real Property

☐ None OR

☐ Awarding solely to ☐ Petitioner ☐ Respondent all right, title, and interest of the parties in the real property located at:

Street address _____

in the City of _____, County of _____

State of _____, which has the following legal description: _____

with the following mortgages and loans to be paid, after the divorce is final, by

☐ Petitioner ☐ Respondent:

1st Mortgage: Amount currently owed: \$_____ and name of lender: _____

2nd Mortgage: Amount currently owed: \$_____ and name of lender: _____

and subject to the following liens or other agreements:

☐ A lien in favor of ☐ Petitioner ☐ Respondent in the amount of \$_____

☐ Other request regarding the property: (describe the request fully) _____

12. Retirement Funds

a. Awarding Petitioner's pension, profit sharing, retirement plan, I.R.A., or 401(k) or other retirement fund as follows:

☐ Petitioner has no retirement funds OR

☐ 100% to Petitioner OR

☐ Dividing Petitioner's retirement benefits fairly and equitably between the parties as follows:_____

b. Awarding Respondent's pension, profit sharing, retirement plan, I.R.A., or 401(k) or other retirement fund as follows:

☐ Respondent has no retirement funds OR

☐ 100% to Respondent OR

☐ Dividing Respondent's retirement benefits fairly and equitably between the parties as follows:_____

13. Debts

☐ a. Dividing the debts as follows and ordering each party to hold the other harmless from any responsibility for the debts so divided. *Include all debts listed at #27 above.*

Debt Owed To:	To Be Paid By:

☐ b. Ordering that each party is solely responsible for paying any other debts incurred solely by him or her and ordering each party to hold the other harmless from any responsibility for such separately incurred debts.

14. Name Change

☐ Neither party is requesting a name change.

OR

☐ Changing Petitioner's name to:

First

Middle

Last

☐ Changing Respondent's name to:

First

Middle

Last

15. Other: _____

16. Each party shall execute any and all documents necessary to transfer real and personal property as awarded herein without further order of the Court. Should either party fail to execute the necessary documents, a certified copy of the Judgment and Decree shall operate to transfer title as awarded.

17. Petitioner and Respondent agree that after a Judgment and Decree has been entered herein, Petitioner may have a third party, age 18 or older, serve the *Judgment and Decree* upon Respondent by mailing it to Respondent's last known address by first class mail, postage prepaid. The parties agree that service by mail instead of personal service shall constitute proper service of the *Judgment and Decree* for all purposes. Petitioner is responsible for filing an *Affidavit of Service* of the *Judgment and Decree* in the court file.

NOTICE: APPENDIX A SHALL BE INCORPORATED AND MADE A PART OF THE JUDGMENT AND DECREE. Appendix A contains provisions regarding Payments to Public Agency, Minnesota Statutes § 518A.50; Depriving Another of Custodial or Parental Rights--A

Felony, Minnesota Statutes § 609.26; Rules of Support, Maintenance, Parenting Time; Parental Rights from Minnesota Statutes § 518.17, subdivision 3; Wage and Income Deduction of Support and Maintenance, Minnesota Statutes § 518A.53; Change of Address or Residence; Cost of Living Increase of Support and Maintenance pursuant to Minnesota Statutes § 518A.75; Judgments for Unpaid Support pursuant to Minnesota Statutes § 548.091; Judgments for Unpaid Maintenance pursuant to Minnesota Statutes §548.091; Medical Insurance and Expenses pursuant to Minnesota Statutes § 518A.41; and Minnesota Statutes § 259.115 regarding criminal penalties for failure to comply with felon name change law.

ACKNOWLEDGEMENT

The undersigned parties affirm to the Court that the foregoing *Conclusions of Law* incorporate the parties' complete and full agreement for marital termination to resolve all issues in this dissolution case, and upon approval and entry by the court, shall constitute the judgment and decree for marriage dissolution for all purposes. Furthermore, the parties assert that the facts stated in the *Findings of Fact* are true and accurate, that each party has fully disclosed the nature and extent of his or her property, debts, and income, and that this agreement is based upon that full and fair disclosure. The parties ask the Court to enter judgment in strict conformity with the foregoing and, so long as the Court does so, the parties agree that this matter may proceed as by default. If the Court intends to deviate at all from the terms of the foregoing, each party shall be notified and given the opportunity to present all arguments concerning all issues in the dissolution case.

STATE OF MINNESOTA)
) SS
COUNTY OF _____)
(County where document is signed)

STATE OF MINNESOTA)
) SS
COUNTY OF _____)
(County where document is signed)

I declare under penalty of perjury that everything I have stated in this document is true and correct.
Minn. Stat. § 358.116.

DATED: _____

DATED: _____

Signature of Petitioner

Signature of Respondent

Petitioner

☐ is not represented by an attorney
(Sign Petitioner's Waiver of Counsel)
☐ is represented by the following attorney:

Attorney's Name: _____

Attorney's ID #: _____

Telephone: (_____) _____

Attorney's Address _____

City, State, Zip _____

E-mail address _____

Respondent

☐ is not represented by an attorney
(Sign Respondent's Waiver of Counsel)
☐ is represented by the following attorney:

Attorney's Name: _____

Attorney's ID #: _____

Telephone: (_____) _____

Attorney's Address _____

City, State, Zip _____

E-mail address _____

By _____

Attorney for Petitioner

By _____

Attorney for Respondent

ORDER FOR JUDGMENT
LET JUDGMENT BE ENTERED IMMEDIATELY.

The foregoing facts were found by me after due
hearing and the Order thereon is recommended.

BY THE COURT

District Court Referee

Judge of District Court

Dated: _____

Dated: _____

JUDGMENT

I certify the above *Conclusions of Law* are the Judgment of the Court and Judgment is hereby
entered.

Court Administrator

Deputy

Dated: _____

PETITIONER'S WAIVER OF COUNSEL

I, _____, know I have the right to be represented by a lawyer of my choice. I hereby expressly waive that right and I freely and voluntarily sign the foregoing stipulation to terminate my marriage and resolve all issues in this marriage dissolution case. I understand that an attorney would be helpful in determining the issues contained in the foregoing stipulation; however, I specifically decline to retain independent counsel.

Date

Signature of Petitioner

RESPONDENT'S WAIVER OF COUNSEL

I, _____ declare as follows:

1. I know I have the right to be represented by an attorney of my choice. I hereby expressly waive that right and I freely and voluntarily sign the foregoing stipulation to terminate my marriage and resolve all issues in this marriage dissolution case.

2. I understand that an attorney would be helpful in determining issues contained in the foregoing stipulation; however, I specifically decline to retain independent counsel.

3. I hereby expressly waive any right to contest the agreements set forth in the foregoing stipulation and I waive the thirty (30) days period to answer.

4. My spouse may proceed to judgment pursuant to the terms of said stipulation as if by default, and without further notice to me.

Date

Signature of Respondent

APPENDIX A

NOTICE IS HEREBY GIVEN TO THE PARTIES:

I. PAYMENTS TO PUBLIC AGENCY. According to Minnesota Statutes, section 518A.50, payments ordered for maintenance and support must be paid to the Minnesota child support payment center as long as the person entitled to receive the payments is receiving or has applied for public assistance or has applied for support and maintenance collection services. Parents mail payments to: P.O. Box 64326, St. Paul, MN 55164-0326. Employers mail payments to: P.O. Box 64306, St. Paul, MN 55164.

II. DEPRIVING ANOTHER OF CUSTODIAL OR PARENTAL RIGHTS -- A FELONY. A person may be charged with a felony who conceals a minor child or takes, obtains, retains, or fails to return a minor child from or to the child's parent (or person with custodial or parenting time rights), according to Minnesota Statutes, section 609.26. A copy of that section is available from any court administrator.

III. NONSUPPORT OF A SPOUSE OR CHILD – CRIMINAL PENALTIES. A person who fails to pay court-ordered child support or maintenance may be charged with a crime, which may include misdemeanor, gross misdemeanor, or felony charges, according to Minnesota Statutes, section 609.375. A copy of that section is available from any district court clerk.

IV. RULES OF SUPPORT, MAINTENANCE, PARENTING TIME.

- A. Payment of support or spousal maintenance is to be as ordered, and the giving of gifts or making purchases of food, clothing, and the like will not fulfill the obligation.
- B. Payment of support must be made as it becomes due, and failure to secure or denial of parenting time is NOT an excuse for nonpayment, but the aggrieved party must seek relief through a proper motion filed with the court.
- C. Nonpayment of support is not grounds to deny parenting time. The party entitled to receive support may apply for support and collection services, file a contempt motion, or obtain a judgment as provided in Minnesota Statutes, section 548.091.
- D. The payment of support or spousal maintenance takes priority over payment of debts and other obligations.
- E. A party who accepts additional obligations of support does so with the full knowledge of the party's prior obligation under this proceeding.
- F. Child support or maintenance is based on annual income, and it is the responsibility of a person with seasonal employment to budget income so that payments are made throughout the year as ordered.
- G. *A Parental Guide to Making Child-Focused Parenting-Time Decisions* is available from any court administrator.
- H. The nonpayment of support may be enforced through the denial of student grants; interception of state and federal tax refunds; suspension of driver's, recreational, and occupational licenses; referral to the department of revenue or private collection agencies; seizure of assets, including bank accounts and other assets held by financial institutions; reporting to credit bureaus; interest charging, income withholding, and contempt proceedings; and other enforcement methods allowed by law.
- I. The public authority may suspend or resume collection of the amount allocated for child care expenses if the conditions of Minnesota Statutes, section 518A.40, subdivision 4, are met.
- J. The public authority may remove or resume a medical support offset if the conditions of section 518A.41, subdivision 16, are met.
- K. The public authority may suspend or resume interest charging on child support judgments if the conditions of section 548.091, subdivision 1a, are met.

V. MODIFYING CHILD SUPPORT. If either the obligor or obligee is laid off from employment or receives a pay reduction, child support may be modified, increased, or decreased. Any modification will only take effect when it is ordered by the court, and will only relate back to the time that a motion is filed. Either the obligor or obligee may file a motion to modify child support, and may request the public agency for help. **UNTIL A MOTION IS FILED, THE CHILD SUPPORT OBLIGATION WILL CONTINUE AT THE CURRENT LEVEL. THE COURT IS NOT PERMITTED TO REDUCE SUPPORT RETROACTIVELY.**

VI. PARENTAL RIGHTS FROM MINNESOTA STATUTES, SECTION 518.17, SUBDIVISION 3. UNLESS OTHERWISE PROVIDED BY THE COURT:

- A. Each party has the right of access to, and to receive copies of, school, medical, dental, religious training, police reports, and other important records and information about the minor children. Each party has the right of access to information regarding health or dental insurance available to the minor children. Presentation of a copy of this order to the

custodian of a record or other information about the minor children constitutes sufficient authorization for the release of the record or information to the requesting party.

- B. Each party has the right to be informed by the other party as to the name and address of the school of attendance of the minor children. Each party has the right to be informed by school officials about the children's welfare, educational progress and status, and to attend school and parent teacher conferences. The school is not required to hold a separate conference for each party.
- C. Each party has the right to be notified by the other party of an accident or serious illness of a minor child, including the name of the health care provider and the place of treatment.
- D. Each party has the right to be notified by the other party if the minor child is the victim of an alleged crime, including the name of the investigating law enforcement officer or agency. There is no duty to notify if the party to be notified is the alleged perpetrator.
- E. Each party has the right of reasonable access and telephone contact with the minor children.

VII. WAGE AND INCOME DEDUCTION OF SUPPORT AND MAINTENANCE. Child support and / or spousal maintenance may be withheld from income, with or without notice to the person obligated to pay, when the conditions of Minnesota Statutes, section 518A.53, have been met. A copy of that section is available from any court administrator.

VIII. CHANGE OF ADDRESS OR RESIDENCE. Unless otherwise ordered, each party shall notify the other party, the court, and the public authority responsible for collection, if applicable, of the following information within ten days of any change: residential and mailing address, telephone number, driver's license number, social security number, and name, address, and telephone number of the employer.

IX. COST OF LIVING INCREASE OF SUPPORT AND MAINTENANCE. Basic support and / or spousal maintenance may be adjusted every two years based upon a change in the cost of living (using the U.S. Department of Labor, Bureau of Labor Statistics, consumer price index Mpls. St. Paul, for all urban consumers (CPI-U), unless otherwise specified in this order) when the conditions of Minnesota Statutes, section 518A.75, are met. Cost of living increases are compounded. A copy of Minnesota Statutes, section 518A.75, and forms necessary to request or contest a cost of living increase are available from any court administrator.

X. JUDGMENTS FOR UNPAID SUPPORT; INTEREST. According to Minnesota Statutes, section 548.091:

- A. If a person fails to make a child support payment, the payment owed becomes a judgment against the person responsible to make the payment by operation of law on or after the date the payment is due, and the person entitled to receive the payment or the public agency may obtain entry and docketing of the judgment **without notice** to the person responsible to make the payment.
- B. Interest begins accruing on a payment or installment of child support whenever the unpaid amount due is greater than the current support due.

XI. JUDGMENTS FOR UNPAID MAINTENANCE. A judgment for unpaid spousal maintenance may be entered and docketed when the conditions of Minnesota Statutes, section 548.091, are met. A copy of that section is available from any court administrator.

XII. ATTORNEY FEES AND COLLECTION COSTS FOR ENFORCEMENT OF CHILD SUPPORT. A judgment for attorney fees and other collection costs incurred in enforcing a child support order will be entered against the person responsible to pay support when the conditions of Minnesota Statutes, section 518A.735, are met. A copy of that section and forms necessary to request or contest these attorney fees and collection costs are available from any court administrator.

XIII. PARENTING TIME EXPEDITOR PROCESS. On request of either party or on its own motion, the court may appoint a parenting time expeditor to resolve parenting time disputes under Minnesota Statutes, section 518.1751. A copy of that section and a description of the expeditor process is available from any court administrator.

XIV. PARENTING TIME REMEDIES AND PENALTIES. Remedies and penalties for wrongful denial of parenting time are available under Minnesota Statutes, section 518.175, subdivision 6. These include compensatory parenting time; civil penalties; bond requirements; contempt; and reversal of custody. A copy of that subdivision and forms for requesting relief are available from any court administrator.

In addition to the Notices on pages 31 and 32, the following NOTICE applies to all orders addressing custody pursuant to Minn. Stat. § 518.17, subd. 3a.

NOTICE

EACH PARTY IS GRANTED THE FOLLOWING RIGHTS:

1. Right of access to, and to receive copies of, school, medical, dental, religious training, police reports, and other important records and information about the minor children.
2. Right of access to information regarding health or dental insurance available to the minor children.
3. Right to be informed by the other party as to the name and address of the school of attendance of the minor children.
4. Right to be informed by school officials about the children's welfare, educational progress and status, and to attend school and parent-teacher conferences. The school is not required to hold a separate conference for each party, unless attending the same conference would result in violation of a court order prohibiting contact with a party.
5. Right to be notified by the other party of an accident or serious illness of a minor child, including the name of the health care provider and the place of treatment.
6. Right to be notified by the other party if the minor child is the victim of an alleged crime, including the name of the investigating law enforcement officer or agency. There is no duty to notify if the party to be notified is the alleged perpetrator.
7. Right to reasonable access and telephone or other electronic contact with the minor children.